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April 24, 2001

WALTER D. JAMES III 214.651.2100 Direct Fax: 214.659.4064 Walter.James@strasburger.com

Larry Johnson
Senior Attorney
United States Environmental Protection Agency, Region V
77 W. Jackson Blvd.
Chicago, IL 60604

RE: Duggan Industries, Inc./NL/Taracorp Superfund Site, Granite City, IL

Dear Mr. Johnson:

This letter is being written on behalf of Duggan Industries, Inc. ("Duggan"), who has been identified as considered a potentially responsible party with respect to the NL/Taracorp Superfund Site located in Granite City, Illinois ("Site"). The purpose of this letter is to request that you remove Duggan from the list of parties potentially responsible for the remediation of the Site.

As you may know, Duggan timely submitted its response to the General Notice Letter and Request for Information ("RFI"). In the RFI, Duggan stated that while although it had a business relationship with NL Industries, that relationship was limited to the NL Industries facilities located in Dallas and Laredo, Texas. It appears that Duggan's only connection to the NL Industries Granite City facility is the fact that certain purchase contracts originated at the NL Industries Granite City facility. However, those same purchase orders clearly demonstrate that the materials purchased by NL Industries, spent lead-acid batteries and shredded steel turnings, were shipped to either NL Industries' Dallas facility or the NL Industries' Laredo facility. Duggan's practice at the time also supports that fact that no material was shipped to Granite City, Illinois as Duggan

649514.1/SP2/45766/0117/04242001

As a matter of fact, Duggan was engaged in litigation with NL Industries regarding the remediation of its Dallas facility involving these same shipments, a lawsuit in which Johnson Controls (represented by Dennis Reis) was also involved. The lawsuit was styled NL Industries, Inc. v. Allied-Signal, Inc., et al., Civil Action No. CA3-9-2623-R, In the United States District Court for the Northern District of Texas, Dallas Division.



Larry Johnson	
April 24, 2001	
Page 2	

always shipped to the closest facility due to the costs of shipping. I am enclosing copies of all of the documents that were originally submitted with Duggan's response to the RFI, all of which support Duggan's position that it is not a potentially responsible party at this Site. I am not aware of any documentation that shows otherwise. I trust that this information will allow you to delete Duggan from the United States Environmental Protection Agency's volumetric database.

Should you have any questions, please feel free to give me a call.

Sincerely

Walter D. James III

CC:

Dustin Ordway (w/encl.)
Dennis P. Reis (w/encl.)

NL INDUSTRIES, INC.

P. O. BOX 559 LAREDO, TEXAS 78040

30222

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THIS ORDER IS SUBJECT TO THE PR	OVISIONS OF SECTION 102 OF EXECUTIVE ORDER 11246 AS APPLICABLE	
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Dallas, Texas 75215		
Duggan Iron & Metals 3901 S. Lamar		
Suggan Iron & Motale	PURCHASE ORDER N	0. 0022

Phoned 12-20-73 to Mr. Jarvill

1 carload

Steel Turnings - Shredded

\$40.00 ton FOB Dallas

1.7.74-MP-602266-97560#

PAY American 36.00 G.T.

NL INDUSTRIES, INC. TEXAS MINING AND SMELTING DIVISION

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NE INDUSTRIES, INC.

TEXAS MINING AND SMELTING DIVISION

P. Q. BOX 559

LAREDO, TEXAS 78040

TO.		, , '	
10.	Duggan	Iron &	Meti

3901 S. Lamar Dallas, Texas 75215 PURCHASE ORDER NO. 30285

Jan. 25, 19.74

THIS PURCHASE ORDER, SUBJECT TO YOUR IMMEDIATE ACCEPTANCE OR AS ACCEPTANCE OF YOUR QUOTATION IF

NOTED HEREIN Mr. Jarvil

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THIS ORDER IS SUBJECT TO THE PROVISIONS OF SECTION 202 OF EXECUTIVE ORDER 11246 AS APPLICABLE

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Phoned to Mr. Leonard Jarvil 1-25-74

1 carload only

Steel Trunings - Shredded

\$40.00 Net FOB Dal

Please acknowledge and advise shipping date

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TEXAS MINING AND SMELTING DIVISION

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NL INDUSTRIES, INC.

TEXAS MINING AND SMELTING DIVISION P. O. BOX 559 LAREDO, TEXAS 78040

TO;	Duggan	Iron &	Metals,
	3901 S.	Lamar	,
	Dallas,	Texas	75215

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Phoned 4-26-74 to Mr. Leonard Jarvil

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NL INDUSTRIES, INC. TEXAS MINING AND SMELTING DIVISION

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NL INDUSTRIES, INC.

TEXAS MINING AND SMELTING DIVISION P. O. BOX 559

LAREDO, TEXAS 78040

TO:

PURCHASE ORDER NO.

30764.

Duggan	Iron &	Metals
3901 S.	Lamar	
Dallas,	Texas	75215

July 30. 19 74

THIS PURCHAS	E ORDER	, SUBJECT	TO	YOUR	IMMEDIATE	ACCEPTANCE	OR	AS	ACCEPTANCE	OF	YOUR	QUOTATION	H

Mr. Leonard Jarvil NOTED HEREIN__ IS YOUR AUTHORITY TO DELIVER TO US THE MATERIALS LISTED BELOW SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS: SHIP VIA __ MP

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BACK ORDERING OF ANY ITEM MUST BE CONFIRMED BY US.

ATTACH ORIGINAL BILL OF LADING TO INVOICE.

THIS ORDER IS SUBJECT TO THE PROVISIONS OF SECTION 202 OF EXECUTIVE ORDER 11246 AS APPLICABLE

QUANTITY

MATERIAL

PRICE

Phoned 7-26-74 to Mr. Jarvil

1 carload only

Shredded steel turnings

\$40.00 NT FOB Dallas

PAY Amor 36.00 G.T. Q-b-Hrst-66618-124060

NL INDUSTRIES, INC. TEXAS MINING AND BMELTING DIVISION

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NL INDUSTRIES, INC.

TEXAS MINING AND SMELTING DIVISION

P. O. BOX 559

LAREDO, TEXAS 78040

TO: Duggan Iron & Metals	Duggan Iron & Metals 3901 S. Lamar, Dallas, Texas 75215	purchase order no. 3098				
		•ct. 16,	1974			
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THIS ORDER IS SUBJECT TO THE PROVI	SIONS OF SECTION 202 OF EXECUTIV	VE ORDER 11246 AS APPLICABLE				
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Phoned 10-14-74 C. Notzon to L. Jarvil

1 carload only

Shredded Steel Turnings

\$40.00 NT

10-21-A +54-75038-100540#

WE PAY36.00 G.T.

OROWIEN CAR 10-14-74

NL INDUSTRIES, INC.
TEXAS MINING AND SMELTING DIVISION

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ALES (ONTRACT 84.00 /rolat BUYER: N. L. INDUSTRIES HOPE 99.00 3/26/16. 94.00 3/25/77 D JOM CORP. CLIAN BROKEN CAST @ 159,00 11-26-36400# 5.12-40500# 11-29.38840# 5-16.41380# 10-24-41980# 8.27-38120 7-15-400204 10.36-35140 # 9-3-39860 11-10-34480 # 1-18-37980 # 4.4. 4/260 \$ V.5.16.38860 #19-10.37460 15.23-39360 H 7-23- 40460 \$ 1-19-3650019-24-37720 7-23-37560A 413-37280# 15.23-37560# V-70-31560 # 10-1-40280 5.30.40320# 18-5-37640H 1-6-75-37840# 10.8.38300 1-9 -39860 # 15.30.36820# 8-9-37980# 1.23.37360A V0-15-37800 8-16-34840# 123.3792.0 1-13-39400# 16-11. 34080 H. 10.72.38600 18-19-36140# 1-30 36646 1-16-39900 # 16-16-37780# B-12-38420 # 6-13.39500 # 1.30-3788C 1-20-39020# 10.29-40020 8.23-39420 H 3-76.38320 1-23-38160# 6 20.36560# 11-5-39580 9-4.38840 H 1-24.38060# 16 24. 39660 H T.2-38460 11-12-39360 9-6-38580 # 1-29-37180 # 7-17- 37830 4-5-39160 11-19-36700 9-9-39800 H 7.18.34020 # 4-16-39140 7-18 - 39080 1126-39 426 9-11-24820 \$ 4.16-38900 1.28- 31900 2.21.38260# 12-3-40100 4.19.39320 9-13-38800 # 8-1- 40860 1.25.37600# 12-10-40900 15-5-38840 9.20-34860 # 3-10. Ulu40# 8-4 3:580 1.17-39=40 3-11-3876c# 5-12-39720 8-5 38580 9-23- 38400 H -18.77.37300 5-14. 39520 1.21-37420 # 3-14-39+40# 8-8-34960 -25-77-39100 13-19.3864 ° #. 5-20-37580 126-35420 # 8-14-40000 4-1-37580 10-3-37360 F B 21-36+40 # 5-25-37820 8-19-39686 10.7. 36640 # 8.15.29440 -18-38426 1-15-37380 1.25.42240# 4.12-36660 10-11-39-20 # 3-28.39920# 5 2 39380 6-15-41140 129.37740 10-16-41320 # 1-19-31420 3.18.38160# 21-39320 5-13-3546-10-21-40480 # 9.5.40560 28-34800 4.4.38960 H 5.20-38580 10-18-3+140 411-389 80 # 6-5-34160 7.2.39320 5.27-34960 4-17-37860 H 19-17-38360 7-12-36860 10.29.39540 H 63-34180 11-1-40100 H 1.20.28000 418 40 e00 H 9.24.42166 6-10-35520 1.16.39820 11.8-38740 H 10.6.38790 Lzt-38560# 6-17-40cec 7-30-38160 Vo-10.39960 11-18-3988c # 29-35380 H 6-24-41380 8-6-34220 11-15-38020 # 10.14-38980 5-5-38500 #



Metal Division / NL Industries, Inc. 京次東京東京教授技术技術技術研究が対象の -16th & Cleveland Blvd. Granite City, 111. 62040

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	•		DATE	Nov.	17.	1977
_		<u>ا</u>				
•	to sell and ship, and NL Industries, specified below.	Inc. agrees t	o purchase and receive	the follow	wing p	roduct
QUANTITY	Approx. 20 Tons					
PRODUCT	Scrap Automotive Batte	eries				
PRICE •	\$6.50 cwt. FOB-our truck, your p	lant	, 11- 3388°	#		
DELIVERY SCHEDULE	Week of 11-21-77	11-27	.71			
SHIPPING ADDRESS	1000 Sargent Road Dallas, Texas 75222	,,				
PAYMENT	Net 30 Days from date	of rece	lpt			
OTHER TERMS & CONDITIONS	Confirmation: G. DuV	a11/L. J	arvill, 11-17-7	77		
ACCEPTED				_		
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Ву			By Jam	N.) <u> </u>	
Date				46114	- 41	_ , ,

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Purchase Contract



Metal Division / NL Industries, Inc.

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16th & Cleveland Blvd.

Granite City, Ill. 62040

3901	n Industries, Inc. S. Lamar s, Texas 75222	APPEAR ON A	CT NUMBER MUST LL INVOICES PONDENCE: <u>D-900</u>
	•	DATE	Dec. 9, 1977
<u>_</u>		ل	
	to sell and ship, and NL Industries, Inspecified below.	c. agrees to purchase and r	receive the following product
QUANTITY	Approx. 20 tons		
PRODUCT	Scrap Automotive Batter	ies	
PRICE •	\$6.75 cwt. FOB-our truck, your pla	nt 12/1-355	-60
DELIVERY SCHEDULE	Week of 12-12-77	12/14/ 37/	, -
SHIPPING ADDRESS	1000 Sargent Road Dallas, Texas 75222		
PAYMENT	Net 30 days from date o	f receipt.	
OTHER TERMS & CONDITIONS	Confirmation: G. DuVal	l/L. Jarvill, 12	-09-77
ACCEPTED			
		. NL INDUSTRI	IES, INC.
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16th & Cleverand Layanthial Division/NL Industries, Inc. SMONTERNOUSE. TGrafite City; IL XXXXXXXX

Direct all invoices and correspondence to the above address

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Ship To

N L Industries, Inc. 1000 Sargent Road Dallas, Texas 75222

Duggan Industries, Inc. 3901 S. Lamar Dallas, Texas 75222

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NL Initjustries, Inc.



Metal civision/Ni. Industries, inc. P.O. Box 3618.
Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and correspondence.

Direct all invoices and correspondence to the above address

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Duggan Industries, Inc.
3901 So. Lamar
Dallas, Texas 75222

Ship To

NL Industries 1000 Sargent Road Dallas, Texas 75222

e referen	Material		
	MALUNTALI	Price	
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Scrap autom	otive batteries	\$7.00/cwt	
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Remarks:

Please call area code 214-949-3521. Contact Jerry Harkrider or Adam Simon to schedule unloading.

CONFIRMATION: to Len Jarvill by Gene Duvall on 2/10/78.

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NOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS, UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATURY. IF MATERIAL IS N ON OR BEPORE SPECIFIED TIME, THE PURCHASER HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT. ALL AGREEMENTS ARE CONTINGENT	UPON FIRES,
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NL Industries, Inc.	
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	NL industries, inc.

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Metal Division/NL Industries, Inc. P.O. Box 3618 Hightstown, N.J. 08520

This contract number MUST appear on all involces, B/L'S and correspondence.

Direct all invoices and correspondence to the above address

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			receipt.	

Ship To

Duggan Industries, Inc. 3901 So. Lamar Dallas, Texas 75222

NL Industries 1000 Sargent Road Dallas, TX 75222

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NOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS, UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY. IF MATERIAL IS NOT DELIVERED ON OR BEFORE SPECIFIED TIME, THE PURCHASER HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT. ALL AGREEMENTS ARE CONTINGENT UPON FIRES, STRIKES, EMBARGOES, ACCIDENTS AND OTHER DELAYS SEYOND OUR CONTROL.

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7NL Industries, Inc.

ME-7846



Metal Division/NL industries, inc. P.O. Box 3618 Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and correspondence.

Direct all invoices and correspondence to the above address

O.to	Delivery	F.O.B.	Terms ·	Contract No
5/24/78	prompt	Our Plant, Dallas, Tx.	net 30 days	D- 1646 X9.847.845
			receipt	1

Duggan Industries, Inc.

Dallas, Texas 75222

3901 Sor Lamar

Ship To

NL Industries, Inc. 1000 Sargent Road Dallas, Texas

Quantity

Material

Price

20 tons

Batteries

\$6.00/cwt

Please call 214-948-3521 and contact
Jerry Harkrider to schedule unloading.

Remarks:

CONFIRMATION: With Leonard Jarvill By Gene Duvall on 5/24/78

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HOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS: UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY. IF MATERIAL IS NOT DELIVERED ON OR SEPONE SPECIFIED TIME. THE PURCHASEN HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT, ALL AGREEMENTS ARE CONTINGENT UPON FIRES, STRICES, EMBARGOES, ACCIONTS AND OTHER DELAYS SEYOND CUR CONTROL.

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Access By Date

NY Indicetties, Inc.

學時後 Metal Division/NL Industries, Inc. P.O. Box 3618 Hightstown, N.J. 08520

Direct all invoices and correspondence to the above address correspondence.

net 30 days 31/78 Our Plant, Dallas wk. 6/26/78 from date of 1658 receipt

SPECIAL HANDLING PROVIDED

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Ship To was the

. Duggan Industries, Inc. 3901 So. Lamar Dallas, Texas 75222

NL Industries, Inc. 1000 Sargent Road Dallas, Texas

Quantity	Material Material	Price	-
~ ~ ~ ~	1	2.00	٠
tons T/L)	Scrap automotive batteries	\$6.00/cwt	
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	Please call 214-948-3521 and contact Jerry Harkrider to schedule unloading.		
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emarks:

CONFIRMATION: WITH Leonard Jarvill by Gene-DuVald on 5/31/78.

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Metal Division/NL Industries, Inc. P.O. Box 3618
Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and correspondence.

Direct all invoices and correspondence to the above address

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	Delivery	F.O.B.	Terms	Contract No
8/14/78	wk. 8/14	Our Plant, Dallas	net 30 days from date of	D-2002 BX1XX1X8
			receipt	•

V Duggan Industries, Inc.

NL Industries, Inc.

NL Industries, Inc.

1000 Sargent Road
Dallas, Texas

Dallas, Texas

	The law control of the state of	
Quantity	Material Material	Price
	The state of the s	
approx.		
20 tons (1 T/L)	Scrap automotive batteries	\$8.00/cwt
	en to the state of	
/	SPECIAL HANDLING PROVIDED	
	4-18-56 460	
<u>`</u>	Please call 214-948-3521 for	
_ ***	delivery arrangements (Jerry Harkrider).	
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Remarks:

CONFIRMATION: With Leonard Jarvill by Gene Duyall on 8/11/78.

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NOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS, UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY. IF MATERIAL IS NOT DELIVERED ON OR BEFORE SPECIFIED TIME, THE PURCHASER HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT, ALL AGREEMENTS ARE CONTINGENT UPON FIRES, STRIKES, EMBARGOES, ACCIDENTS AND OTHER DELAYS BEYOND OUR CONTROL.

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Date	,

11/2/10/2011/06. Inc. 1 11/12 8/5/78 đ



Metal Division/NL Industries, Inc. P.O. Box 3618 Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and correspondence.

Direct all invoices and correspondence to the above address

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	Delivery	F.O.B.	Terms	Contract No
8/16/78	immediate	Dallas	net 30 days from date of	D-2028 011108
		**	receint	•

V Duggan Industries, Inc.
n 3901 So. Lamar

Dallas, Texas 75222

Ship To

NL Industries, Inc. 1000 Sargent Road Dallas, Texas

Ouantity

Material

1 T/L
(approx.
22 tons)

Scrap automotive batteries

\$8.00/cwt

SPECTAL HANDLING PROVIDED

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Remarks:

CONFIRMATION: With Leonard Jarvill by Gene Duvall on 8/16/78.

NOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS. UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY. IF MATERIAL IS NOT DELIVERED ON OR SEFORE SPECIFIED TIME, THE PUNCHASEN HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT, ALL AGRESSITS AND CONTRIGENT UPON FIRES, STRIKES, EMBANGOES, ACCIDENTS AND OTHER DELAYS BEYOND OUR CONTROL.

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M. Industries, Inc. / 8/17/78



Matal Division/NL Industries, Inc. P.O. Box 3618 : Hightstown, N.J. 08520 <

This contract number MUST appear on all invoices, B/L'S and correspondence.

Direct all invoices and correspondence to the above address

Date	Delivery	F.O.B.	Terms	Contract No
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NL Industries, Inc. 1000 Sargent Road Dallas, Texas

Special Handling Provided

, Material Quantity approx. 40 tons (2 T/L) Scrap automotive batteries Please call 214-948-3521 and contact Jerry Harkrider to schedule unloading. the first edit of a few periods and a few and

Remarks:

CONFIRMATION: With Leonard Jarvill by Gene Duvall on 10/6/78.

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Duggan Industries, Inc.

Dallas, Texas 75222

3901 So. Lamar

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NL industries, Mc.



Métal Division/NL industries, in, P.O. Box 3618 11 · Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and

Direct all invoices and correspondence to the above address - 'n correspondence.

net 30 days from date of buyer's plant, Dallas 78/د1/10 receipt

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Duggan Industries, Inc. 3901 So. Lamar Dallas, TExas 75222

Ship To

NL Industries, Inc. 1000 Sargent Road Dallas, Texas

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SALES CONTRACT NATL LEAD INDUSTRIES SENLER! DUGGAN AND. SIMI PRIM. CAST @ 94.00 N.T. 92.00 N.T. 14-17 102.00 NO. 1 CASTO /19.00 N.T. 122,00 1/10/78 7-1-39340 7-28-40800 7-8-40640 8-4-40740 5-15-38940 8-11-41720 7.22-39500 B.25-41740 CONTRACTOR 8-12-37040 9-1-39700 6-8-39610 46-21.34660 10.29.33990 6-22-39440 11-4-31480 11-11-35560 2-29-39120 11-18-38700 10-6-37120 11-3-38160 11.28.46720 13-2.37820 11-10-35920 11-17-42020 129.38826 12-16-38500 1-6.78.37860 12-1-36900 1-13- 36+40 1.20-37520 1-27-38800 2-3-37560 2-10-39720 2-17-36460 1-4-31288 3-3,38000 b-10-38 fro 3 17. 39780 \$ 24.31300 526.37900 6-9-40280

6-16-39680

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NOTED HEREIN

CONDITIONS:

TERMS

NL INDUSTRIES, INC.

TEXAS MINING AND SMELTING DIVISION P. O. BOX 559

LAREDO, TEXAS 78040

TO:	Duggan 3901 S.		Metals
	Dallas,	-	75215

30285 PURCHASE ORDER NO. Jan. 25 19.74 THIS PURCHASE ORDER, SUBJECT TO YOUR IMMEDIATE ACCEPTANCE OR AS ACCEPTANCE OF YOUR QUOTATION IF IS YOUR AUTHORITY TO DELIVER TO US THE MATERIALS LISTED BELOW SUBJECT TO THE FOLLOWING TERMS AND NO CHARGES WILL BE ALLOWED FOR INSURANCE

PLACE PURCHASE ORDER NUMBER ON INVOICE PACKING LIST AND OUTSIDE ON PACKAGES. ISSUE INVOICES AND DELIVERY SLIP IN TRIPLI-

Mr. Jarvil

MAIL BILL OF LADING WITH INVOICE AND ATTACH ORIGINAL PAID FREIGHT BILL IF FREIGHT IS PAID. AND CHARGED.

PACKING OR DRAYAGE UNLESS NOTED HEREIN.

BACK ORDERING OF ANY ITEM MUST BE CONFIRMED BY US.

ATTACH ORIGINAL BILL OF LADING TO INVOICE.

QUANTITY

MATERIAL

THIS ORDER IS SUBJECT TO THE PROVISIONS OF SECTION 202 OF EXECUTIVE ORDER 11246 AS APPLICABLE

PRICE

Phoned to Mr. Leonard Jarvil 1-25-74

1 carload only

Steel Trunings - Shredded

FOB Dallas \$40.00 Net

Please acknowledge and advise shipping date

2-1-A19F-6654-131620# PAJ ANIER. 7,6.00 617

> NL INDUSTRIES, INC. TEXAS MINING AND SMELTING DIVISION

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NL INDUSTRIES, INC.

TEXAS MINING AND SMELTING DIVISION

P. O. BOX 559

LAREDO, TEXAS 78040

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CATE.

Duggan Iron & Metals 3901 S. Lamar Dallas, Texas 75215

30222 PURCHASE ORDER NO. Dec. 20, 1973 THIS PURCHASE ORDER, SUBJECT TO YOUR IMMEDIATE ACCEPTANCE OR AS ACCEPTANCE OF YOUR QUOTATION IF Mr. Leonard Jarvill 12-20-73 IS YOUR AUTHORITY TO DELIVER TO US THE MATERIALS LISTED BELOW SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS: PLACE PURCHASE ORDER NUMBER ON INVOICE NO CHARGES WILL BE ALLOWED FOR INSURANCE PACKING LIST AND OUTSIDE ON PACKAGES. PACKING OR DRAYAGE UNLESS NOTED HEREIN. ISSUE INVOICES AND DELIVERY SLIP IN TRIPLI-BACK ORDERING OF ANY ITEM MUST BE CONFIRMED MAIL BILL OF LADING WITH INVOICE AND ATTACH ORIGINAL PAID FREIGHT BILL IF FREIGHT IS PAID ATTACH ORIGINAL BILL OF LADING TO INVOICE. AND CHARGED.

THIS ORDER IS SUBJECT TO THE PROVISIONS OF SECTION 202 OF EXECUTIVE ORDER 11246 AS APPLICABLE

QUANTITY

MATERIAL

PRICE

Phoned 12-20-73 to Mr. Jarvill

1 carload

Steel Turnings - Shredded

\$40.00 ton FOB Dallas

PAY American Block 6.T.

17.74- MP- 402 766- 97560 #

NL INDUSTRIES, INC. TEXAS MINING AND SMELTING DIVISION

PURCHASING AGENT

NL INDUSTRIES, INC.

TEXAS MINING AND SMELTING DIVISION P. O. BOX 559

LAREDO, TEXAS 78040

TO: Duggan Iron & Metals, 3901 S. Lamar, Dallas, Texas 75215

30537 PURCHASE ORDER NO. April 26, 19 74 THIS PURCHASE ORDER SUBJECT TO YOUR IMMEDIATE ACCEPTANCE OR AS ACCEPTANCE OF YOUR OUOTATION IF IS YOUR AUTHORITY TO DELIVER TO US THE MATERIALS LISTED BELOW SUBJECT TO THE FOLLOWING TERMS AND

TERMS

NOTED HEREIN

CONDITIONS:

PLACE PURCHASE ORDER NUMBER ON INVOICE PACKING LIST AND OUTSIDE ON PACKAGES.

ISSUE INVOICES AND DELIVERY SLIP IN TRIPLI-CATE.

MAIL BILL OF LADING WITH INVOICE AND ATTACH ORIGINAL PAID PREIGHT BILL IF FREIGHT IS PAID AND CHARGED.

NO CHARGES WILL BE ALLOWED FOR INSURANCE PACKING OR DRAYAGE UNLESS NOTED HEREIN.

BACK ORDERING OF ANY ITEM MUST BE CONFIRMED

ATTACH ORIGINAL BILL OF LADING TO INVOICE.

QUANTITY

THIS ORDER IS SUBJECT TO THE PROVISIONS OF SECTION 202 OF EXECUTIVE ORDER 11246 AS APPLICABLE

PRICE

Phoned 4-26-74 to Mr. Leonard Jarvil

50 tons

40.00NT PAY34.00GT

MATERIAL

Anoned 4-26-74 to Mr. Leonard

Steel Turnings, Shreaded.

NL INDUSTRIES, INC. TEXAS MINING AND SMELTING DIVISION

PURCHASING AGENT

SHEET CONTARET 1247 15 04 poi N. L. INDUSTRIES John. SFILER: DIAM COPPER BORING 55100 14/13 CAST & STICKEN LANCE TO 12-1-40980 # 44.36520# 13-23-40320# 12.3-39160# 12.4-34240 # 4-6-37320# 18.30.38380# 12.4.39340# +84.00 1/5/7 10400 4-6/14 12-8-36,20 # 1-9.32500# 18.31-38440# 12.7.37480# * 419,00 3/1/7d 12-8-32880 # 4.13-38640# 9.4-35680# 12-14-38620 # 4.18-39680# 9-6-38040# 12-15-35200 # 123-40800# 97-37340# 12-17-41640# 149.00 4/-/74 12-14-38780# 12.28-36060# 12-18-39000 # 14-30-37,40# x19-12-36440# 12-31-40680# 19-14 38346 # 1-4-14-39200 # * 450-37 12 29. 39440 # 4-27-39840# 8-14-37140# 1-9- 41900# 4-2-40560# 1-373-39240# 5-3-39460# 9-21-38700 # 1-11-40460 # 4-10-38580 # 5-4-39240# 9-14-11930# 1-14-32640 # 4-12-38200 # 5-7-37840 # 6-15-39340# 1-16-38580 # 4-19-25820 # 1.5-3782 WH 1-9-38440 # 1-16-3870 # 10-1-4+3+0# 1-21-27980#422-37960# 5-11-39420# 119-37100 # 9.28-37360# V.22-38520#424.39840# 6-1-37760# 1.14.75560 VO.8.38380# V-18-35740# 4.29-40300# 1.26.39200 # 6-4.3774P# 10-9-37940\$ 11-4-37060# 4.30-37520# 2-1-38400 # 66.37820 H 10-11-37960# 1.25.3568c# 5-3-38300# 16-8-37560# 2-2-38560# 10-15-37940# 11-29-36960# 5-7-38700# 6-15-38880H 2-6-34840 # 10-18-38340# 11-31-31580# 5-13-38220# 6-19-40800# 2.9-31700 # 7-2-34780 H 10-19-37600 # 1-30-37320 #, 5-15-38600# 1-12-37760 # 10.24.38260# 1-31-30000 # 5-17-36580# 10.26-39780# 2-26-40180# 5-17-37360# 2-15-353e0# 17-12-38260 # 6-13-39960# 1-19-398e0 # 7-16-39140# 10-30-38400 # 2.27.29880 \$ 5.30-37580 # 2-22-38/60# 7-19-38280 # 11.5.38420# 3-1-39300 #,63-39600# 2.23-32760# 11-2-39960# 13-4-46540#6-7-40860# 17.26-36760# 1-16-22020 H 119.384 wo # 13.11.39880 #6-10.38100 # 7-17-38020 # 3-12-31446 H 11-14-399 40 # 13-18-37760 #, 6-12-30020 # 8-3-40820# 3-14-40600# 11-16-37700# 13 15.37600# 6.18-36400# 8-6-26140# 316-2748CH 11-19-38720 # 13 22 37020# 621-36700 # 88.38260 # 3-12-39220# 11 27-39360# 13-27-24240#624-38340# 1113034240# 1128-38200#6-18-37600# 8-16-38,800 4 7.23-368cc H 18-17. 201 4NE " of Knir H

NL INDUSTRIES, INC.

TEXAS MINING AND SMELTING DIVISION

P. O. BOX 559

LAREDO, TEXAS 78040

TO:

PURCHASE ORDER NO.

30764

Duggan Iron & Metals 3901 S. Lamar Dallas, Texas 75215

July 30. 19 74

THIS PURCHASE ORDER, SUBJECT TO YOUR IMMEDIATE ACCEPTANCE OR AS ACCEPTANCE OF YOUR QUOTATION IF

Mr. Leonard Jarvil IS YOUR AUTHORITY TO DELIVER TO US THE MATERIALS LISTED BELOW SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS:

SHIP VIA MP

PLACE PURCHASE ORDER NUMBER ON INVOICE PACKING LIST AND OUTSIDE ON PACKAGES.

ISSUE INVOICES AND DELIVERY SLIP IN TRIPLI-CATE

MAIL BILL OF LADING WITH INVOICE AND ATTACH ORIGINAL PAID FREIGHT BILL IF FREIGHT IS PAID AND CHARGED.

NO CHARGES WILL BE ALLOWED FOR INSURANCE PACKING OR DRAYAGE UNLESS NOTED HEREIN.

BACK ORDERING OF ANY ITEM MUST BE CONFIRMED BY US.

ATTACH ORIGINAL BILL OF LADING TO INVOICE. THIS ORDER IS SUBJECT TO THE PROVISIONS OF SECTION 202 OF EXECUTIVE ORDER 11246 AS APPLICABLE

QUANTITY

MATERIAL

PRICE

Phoned 7-26-74 to Mr. Jarvil

1 carload only

Shredded steel turnings

\$40.00 NT FOB Dallas

PAY AMER 36.00 G.T. Q-6-HTSF-66618-124060

NL INDUSTRIES, INC. TEXAS MINING AND SMELTING DIVISION

DIRCHASING AGENT

N

NL INDUSTRIES, INC.

TEXAS MINING AND SMELTING DIVISION

P. O. BOX 559

LAREDO, TEXAS 78040

TO: Duggan Iron & Metals 3901 S. Lamar,	PURCHASE ORDER NO. 3098
Dallas, Texas 75215	Oct. 16, 19 7
THIS PURCHASE ORDER, SUBJECT TO YOUR IMMEDIATE AC	CEPTANCE OR AS ACCEPTANCE OF YOUR QUOTATION I
IS YOUR AUTHORITY TO DELIVER TO US THE MATERIALS CONDITIONS:	LISTED BELOW SUBJECT TO THE FOLLOWING TERMS AN
SHIP VIA MP	
TERMS	
PLACE PURCHASE ORDER NUMBER ON INVOICE PACKING LIST AND OUTSIDE ON PACKAGES.	NO CHARGES WILL BE ALLOWED FOR INSURANCE PACKING OR DRAYAGE UNLESS NOTED HEREIN.
ISSUE INVOICES AND DELIVERY SLIP IN TRIPLI- CATE.	BACK ORDERING OF ANY ITEM MUST BE CONFIRMED
MAIL BILL OF LADING WITH INVOICE AND ATTACH ORIGINAL PAID FREIGHT BILL IF FREIGHT IS PAID	BY US.
AND CHARGED.	ATTACH ORIGINAL BILL OF LADING TO INVOICE.

THIS ORDER IS SUBJECT TO THE PROVISIONS OF SECTION 202 OF EXECUTIVE ORDER 11246 AS APPLICABLE

QUANTITY

MATERIAL

PRICE

Phoned 10-14-74 C. Notzon to L. Jarvil

1 carload only

Shredded Steel Turnings

\$40.00 MT

10-21-47-4-75078-100540 H

WE 11/36,000 GT.

NL INDUSTRIES, INC.
TEXAS MINING AND SMELTING DIVISION

Claude Motor

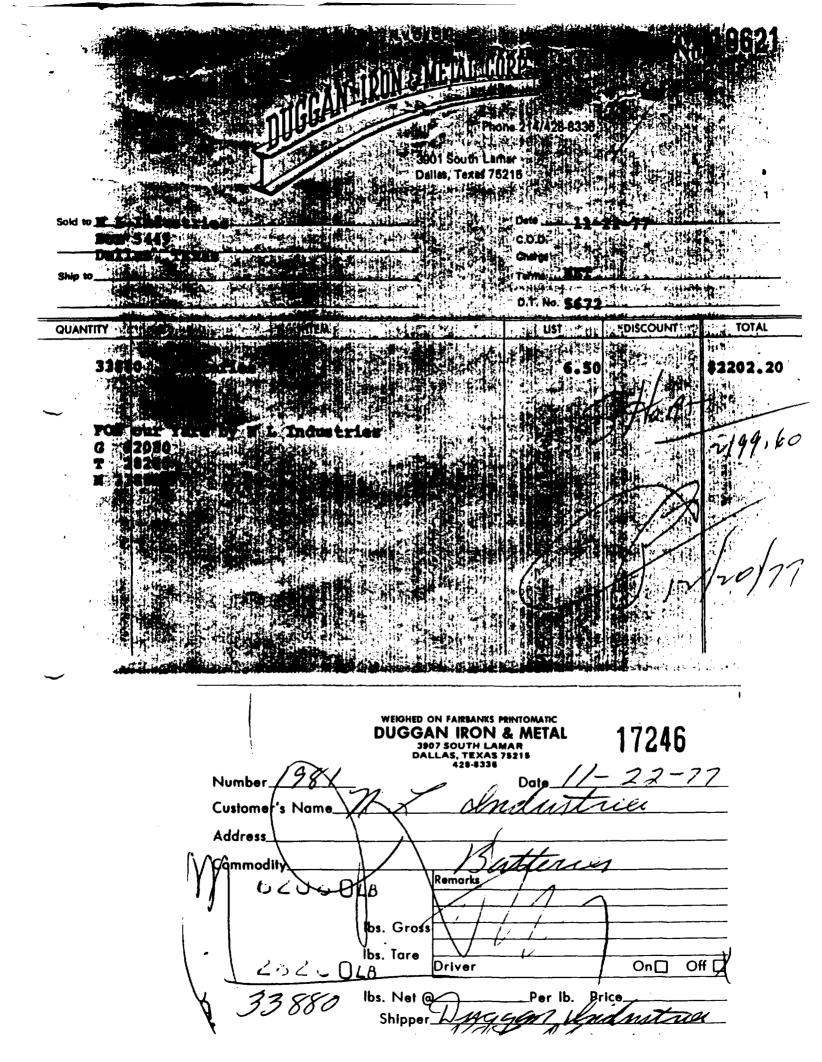
* SPEIAL CAST @ 94.00 10/5/16

ALES CONTRACT, -84.00 /1.0/16 BUYER: N. L. INDUSTRIES HOPE 194975 99.00 3/26/96 94.00 3/25/77 139.00 4/11/75 D JOM CORP. CLUAN BROKEN CAST @ 159,00 11.26-36400# 10-24-41980# 8-27-38120 7-12-31920 H, 5.12-40500# 11-29.38840# 7-15-40020# 15-16-41380# 10.36-38140# f-18-37980 # 9-3-39860 11-10-39480 # 5.21. 4/260 \$ V-5-76-39860 #19-10-37460 12-9-38700# 5.23-39360 H 7-23- 40460 # 1-19-36500 \$ 19-24-37720 7-23-37560A 5.23-37560A 12/3-37280# 1-20-31560 \$ 10-1-40280 8-5-37640H 1-6-75-37840# 5.30-40320# 1.23.37300# 10.8.35300 1-9 -39860 # 5.30.36820# 8-9-"37 98 0# V0-15-37800 8-16-34840# 1-13-39400# 1.23.7,792.0 6-11. 34080 H 10.22-38600 19-19-36140# 1-16-39900 # 6-16-37780# 1.30.30640 B-12-38420 # 1-20-39020 # 16-18.39500 # 1-30-3788C 16-29-40020 8.23-39420 H 1-23-38160#16.20.36560# 3.76.38320 11-5-39580 0-4.38840 H 6-ref. 39660 H 4.2-38460 1-24.38060# 11-12-39360 9-6-38-30 # 4-5-39160 1-29-37180 # 7-17- 37820 9-9-39600 H 11-19-36700 3.18.34020# 7-18 - 39080 4-16-39140 11 26-39 420 9-11-24820 \$ 2.21.38260# 1-18-31800 4-16-38900 12-3-40100 4.29.39320 9-13-38800 # 2.25-37600# 8-1. Ho860 12-10-40900 75-5-38840 3-10.41040# 0.20-34860 # 8-4-30580 13-11-38760# 5-12-39720 1.17-39-40 9-23-38400 # 8-5-38886 8-8-34960 5-14.39520 -18 77- 37300 1,21-37420 # 13-14-39+40# K-20-3758P 3-25-77-39100 126-354ro # 13-19.38640 # 18-14-46600 10-3-37360 A B 21-36+40 # 5-25-37820 4.1-37580 8-19-39680 5-28-38426 10-7-36640 # 1-15-37380 1.25.42240# 1.15-29440 4.22-36660 10-11-39-20 X 2-28.39920# 52-39380 6-15-4114P 1-29.37740 10-16-41320 # 3.28.38160 # 1-29.32420 6-21-39320 5-13-3546-9.5.40560 10-21-40480 # 4-4-38960 H 28-34800 5.20-38580 19-8-34160 411-389 80 # 10-18-34140 # 7.2.39320 5.27-34960 4-17-37860 # 17-12-36860 19-17-38360 6.29.39540 H 63-34180 11-1-40100 # 418 40 000 A 9-24-42160 1.20.49000 6-10-35520 11-8-38740 H 7.26.39820 10-6-38790 424.38560H 6-17-40000 7-30-38160 11-18-39890 H 10-10.39160 -29-35390 H 624-41380 8-6-3420 11-15-38020 # 10.14:38980 5-5-38500 # 12-13 36340 T. R-78-110 10 11/11/11



Metal Division / NL Industries, Inc. R.Px 別來 別院 大城 htst 東東京 以 以 16th & Cleveland Blvd. Granite City, 111. 62040

3901	n Industries, Inc. S. Lamar s, Texas 75222	٦	THIS CONTRACT NU APPEAR ON ALL INV AND CORRESPONDE	OICES	D-7	49
parra ,	15, lexas / 5222		DATE	Nov.	17.	1977
<u>L</u>		_				
	to sell and ship, and NL Industries, I specified below.	nc. agrees	to purchase and receive	the follo	owing p	roduct
QUANTITY	Approx. 20 Tons					
PRODUCT	Scrap Automotive Batter					
PRICE •	\$6.50 cwt. FOB-our truck, your pla	ant	2.77- 3388	of	<i>/</i> *	
DELIVERY SCHEDULE	Week of 11-21-77	11-23	2.17			
SHIPPING ADDRESS	1000 Sargent Road Dallas, Texas 75222					
PAYMENT	Net 30 Days from date of	of rece	ipt			
OTHER TERMS & CONDITIONS	Confirmation: G. DuVa	11/L. J	arvill, 11-17-;	77		
ACCEPTED						
		_	NL INDUSTRIES, IN	4 /		_
Ву			By John	Gene		W.
Date					1	



Settlement for Materials



Metal Division/NL Industries, Inc. P.O. Box 3618 Hightstown, N.J. 08520

Dallas, Texas 12/12/77

002062

Credit Memo KKCash Disbursement Purchase Contract No. Receiving Date Vendor's Number D-0749 Invoice 10621 11/23/77

Vendor

Duggan Industries 3901 S. Lamar

Dallas, Texas 75222 Ship

Description Of Materials	% Of Metal	Metal Price	Metal Value	Less Smelting Chg	Price Per Cwt.	Payable Quantity	Amount	
Batteries					6.50	33,840	\$2,199	60
Battery Plates								
								<u> </u>
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			 				 	- -
RR-A1192								-
Gross Weight	Tare Weight		Misc. Tare Weight		Net Weight			
				Total Value	Of Shipme	ent	\$ 2,199	6
Less Paid On Account: Date	Desc. Of Material		Weight	(<u> </u>	\$		
OB Pome Our Plant	PPD 🗱	Coll.					,	1
Parrier Your Truck	Car No.					\$		<u>i</u>
					Amount (Of This Check	\$2,199	60

VENDOR'S COPY



3901	n Industries, Inc. S. Lamar IS, Texas 75222	THIS CONTRACT NU APPEAR ON ALL INV AND CORRESPONDE	VOICES
,		DATE	Dec. 9, 1977
_		الـ	
	to sell and ship, and NL Industries, In specified below.	c. agrees to purchase and receive	the following product
QUANTITY	Approx. 20 tons		
PRODUCT	Scrap Automotive Batter	ies	
PRICE •	\$6.75 cwt. FOB-our truck, your pla	nt .	C'
DELIVERY SCHEDULE	Week of 12-12-77	nt 1211-355k	
SHIPPING ADDRESS	1000 Sargent Road Dallas, Texas 75222		
PAYMENT	Net 30 days from date o	f receipt.	
OTHER TERMS & CONDITIONS	Confirmation: G. DuVal	1/L. Jarvill, 12-09-	77
ACCEPTED			
		NL MOUSTRIES, IN	c.,
Ву		By Don't	Solder
0.4		1	Gene DuVall



midset Division.NL Industries, Inc. 本版本数数数数

XICHTOCOPPOX XXXX 970520X

This contract number MUST appear on all invoices, B/L'S and correspondence.

Direct all invoices and correspondence to the above address

Date	Delivery	F.O.B.	Terms	Contract No
	week of		Net 30 days from	01011
1078	1-09-78	Our plant, Dallas	date of receipt	D-1038*******

Duggan Industries, Inc. e 3901 S. Lamar n Dallas, Texas 75222 d Ship To

N L Industries, Inc. 1000 Sargent Road Dallas, Texas 75222

Quantity	Material	Price	
orox. Tons	Scrap Automotive Batteries	\$7.00 cwt.	
÷.			
~			

Remarks:

Confirmation: G. DuVall/L. Jarvill, 1-10-78

NOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS, UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY. IF MATERIAL IS NOT DELIVERED ON OR BEFORE SPECIFIED TIME, THE PURCHASER HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT. ALL AGREEMENTS ARE CONTINGENT UPON FIRES, STRIKES, EMBARGOES, ACCIDENTS AND OTHER DELAYS BEYOND OUR CONTROL.

\ccepted	 	 		
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')ale	 	 		

NL initiustries, inc.

Gene Duvall

MI-7846

е



P.O. Box 3618 Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and correspondence.

Ship To

NL Industries

1000 Sargent Road

Direct all invoices and correspondence to the above address

Date	Delivery	F.O.B.	Terms	Contract No
2/10/78	2/13/78	Our Plant, Dallas, Tx.	net 30 days from date of	D-1207 BANKS
			receipt	

Duggan Industries, Inc.

3901 So. Lamar

n d o r	Dallas, Texas 75222	Dallas, Texas 75222		
Quantity	Material	Price		
approx. 20 tons (1 T/L)	Scrap automotive batteries	\$7.00/cwt		
,	2/16/18-35400#			
<u> </u>		·	_	

Remarks:

Please call area code 214-949-3521. Contact Jerry Harkrider or Adam Simon to schedule unloading.

CONFIRMATION: to Len Jarvill by Gene DuVall on 2/10/78.

NOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS, UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY. IF MATERIAL IS NOT DELIVERED ON OR BEFORE SPECIFIED TIME, THE PURCHASER HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT. ALL AGREEMENTS ARE CONTINGENT UPON FIRES, STRIKES, EMBARGOES, ACCIDENTS AND OTHER DELAYS BEYOND OUR CONTROL.

^ccepted		•	 	
By			 	
Date		·	 	

NL industries, Inc.

By Slemill rouse
M1.7846



Metal Division/NL Industries, Iric. P.O. Box 3618 Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and correspondence.

Direct all invoices and correspondence to the above address

	Delivery	F.O.B.	Termé	Contract No
3/29/78	wk 4/17	Our Plant, Dallas, TX	Net 30 days from date of	D1440 80 80 80 8 8 4
			receipt.	

V e n d o r 1

Duggan Industries, Inc. 3901 So. Lamar Dallas, Texas 75222

Ship To

NL Industries 1000 Sargent Road Dallas, TX 75222

Quantity	Material	Price ·	
		·	
approx. 20 tons	Scrap automotive batteries	\$7.00/cwt	
(1 T/L)	ar.	[
•	5-5-382 to H		
\rightarrow			
_	San a register which we have no local an object to see the second of the		-

Remarks:

CONFIRMATION: To Leonard Jarvil by Gene DuVall on 3/29/78.

~	n or before specified time, the purchaser has the privilege of can	ACELLING THE OCHTRACT ALL AGREEMENTS ARE CONTINGENT LIPON FIRES.	
S 1	trikes, embargoes, accidents and other delays beyond our control	the control of the control of the second of the control of the con	
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	Development of the second of t	in Land Carlot (1999) (1997) (1997) (1997) (1997) (1997) (1997) (1997) (1997) (1997) (1997) (1997) (1997) (1997)	
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	and the second of the second o	I /	

Accepted and the second and the seco

NL Industries, Inc.



Metal Division/Nu inquatries, inc. P.O. Box 3618 Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and correspondence.

Ship To

Direct all invoices and correspondence to the above address

Çat e	Delivery	F.O.B.	Terms	Contract No
5/24/78	prompt	Our Plant, Dallas, Tx.	net 30 days from date of	D- 1646 X88X78\\$
			receint	

Duggan Industries, Inc. NL Industries, Inc. 3901 So. Lamar 1000 Sargent Road Dallas, Texas 75222 Dallas, Texas Price Quantity Material Batteries \$6.00/cwt 20 tons 5/30/19-39660# -... ₫ Please call 214-948-3521 and contact Jerry Harkrider to schedule unloading.

Remarks:

CONFIRMATION: With Leonard Jarvill by Gene DuVall on 5/24/78.

NOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS, UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY. IF MATERIAL IS NOT DELIVERED ON OR BEFORE SPECIFIED TIME, THE PURCHASER HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT, ALL AGREEMENTS AND OTHER DELAYS BEYOND OUR CONTROL.

Acception By ______

Nt. Indastries, Inc.

No. 124/38

MI-76



Metal Division/NL Industries, Inc. P.O. Box 3618 Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and correspondence.

Direct all invoices and correspondence to the above address

	Delivery	F.O.B.	Terms	Confract No
8/14/78	wk. 8/14	Our Plant, Dallas	net 30 days from date of	D-2002 10x1x3x1x8
			receipt	•

V Duggan Industries, Inc.
n 3901 So. Lamar
d Dallas, Texas 75222

Ship To

NL Industries, Inc. 1000 Sargent Road Dallas, Texas

Quantity	Material .	Price
approx.	p.	
20 tons		
(1 T/L)	Scrap automotive batteries	\$8.00/cwt
* *	SPECIAL HANDLING PROVIDED	
	B-18-56 460	
	2 12-564610	
	4-10	
\ _ '		
_	Please call 214-948-3521 for	
	delivery arrangements (Jerry Harkrider)	•
1.	Company of the Compan	
•		

Remarks:

CONFIRMATION: With Leonard Jarvill by Gene Duvali on 8/11/78.

NOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS, UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY. IF MATERIAL IS NOT DELIVERED ON OR BEFORE SPECIFIED TIME, THE PURCHASER HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT, ALL AGREEMENTS ARE CONTINGENT UPON FIRES, STRIKES, EMBARGOES, ACCIDENTS AND OTHER DELAYS BEYOND OUR CONTROL.

By Mily Stries, Inc.

By 178



Metal Division, NL Industries, Inc. P.O. Box 3618 Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and correspondence.

Direct all invoices and correspondence to the above address

				•
Vate	Delivery	F.O.B.	Terms	Contract No
/31/78	wk. 6/26/78	Our Plant, Dallas	net 30 days from date of	D- 1658 8038
			receint	

SPECIAL HANDLING PROVIDED

receipt

V e n d

Duggan Industries, Inc. 3901 So. Lamar Dallas, Texas 75222

Ship To

NL Industries, Inc. 1000 Sargent Road Dallas, Texas

Quantity	Material	Price	
	Volet:		
tons	Scrap automotive batter	ries \$6.00/cwt	
T/L) ·	7-12-4028	o #	
A).	12/02/9/10		
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	Please call 214-948-352 Jerry Harkrider to sche		
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Remarks:

CONFIRMATION: With Leonard Jarvill by Gene DuVall on 5/31/78.

NOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS, UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY, IF MATERIAL IS NOT DELIVERED ON OR BEFORE SPECIFIED TIME, THE PURCHASER HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT. ALL AGREEMENTS ARE CONTINGENT UPON FIRES, STRIKES, EMBARGOES, ACCIDENTS AND OTHER DELAYS BEYOND OUR CONTROL.

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By G/1/78



Metal Division/NL Industries, Inc. P.O. Box 3618 Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and correspondence.

Ship To

Direct all invoices and correspondence to the above address

	Delivery	F.O.B.	Terms	Contract No
8/16/78	immediate	Dallas	net 30 days from date of	D-2028 0111108
			receipt	

V Duggan Industries, Inc.
3901 So. Lamar 1000 Sargent Road Dallas, Texas 75222 Dallas, Texas

Quantity Material Price

1 T/L (approx. 22 tons) Scrap automotive batteries \$8.00/cwt

SPECIAL HANDLING PROVIDED

18-43380

Remarks:

, 5 -

CONFIRMATION: With Leonard Jarvill by Gene DuVall on 8/16/78.

NOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS, UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY. IF MATERIAL IS NOT DELIVERED ON OR BEFORE SPECIFIED TIME, THE PURCHASER HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT. ALL AGREEMENTS ARE CONTINGENT UPON FIRES, STRIKES, EMBARGOES, ACCIDENTS AND OTHER DELAYS BEYOND OUR CONTROL.

By_____

M. Instries, Inc. / 17/78
MI-79



Metal Division/NL Industries, Inc. P.O. Box 3618 Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and correspondence.

Ship To

Direct all invoices and correspondence to the above address

Date	Delivery	F.O.B.	Terms	Contract No
10/6/78	wk. 10/9/78	buyer's plant, Dallas	net 30 days from date of	D-2480
			receipt	

Duggan Industries, Inc. NL Industries, Inc. 3901 So. Lamar 1000 Sargent Road Dallas, Texas Dallas, Texas 75222 Special Handling Provided Quantity Material Price approx. 40 tons (2 T/L) Scrap automotive batteries \$10.50/cwt 10/16/18-58480 Please call 214-948-3521 and contact

Jerry Harkrider to schedule unloading

CONTRACT NUMBER MUST APPEAR ON ALL

Remarks:

CONFIRMATION: With Leonard Jarvill by Gene DuVall on 10/6/78.

MOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS, UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY. IF MATERIAL IS NOT DELIVERED ON OR BEFORE SPECIFIED TIME, THE PURCHASER HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT. ALL AGREEMENTS ARE CONTINGENT UPON FIRES, STRIKES, EMBARGOES, ACCIDENTS AND OTHER DELAYS BEYOND OUR CONTROL.

Accep 7.	S.AM T. POW
By	
Date	 · · · · · · · · · · · · · · · · · · ·

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Metal Division/NL industries, inc P.O. Box 3618 Hightstown, N.J. 08520

This contract number MUST appear on all invoices, B/L'S and correspondence.

Ship To

NL Industries, Inc.

1000 Sargent Road

Dallas, Texas

Direct all invoices and correspondence to the above address

	Delivery	F.O.B.	Terms	Contract No
78/د1/10	within 2 wks	buyer's plant, Dallas	net 30 days from date of	D-2594
	•		receipt	

Duggan Industries, Inc.

75222

3901 So. Lamar

Dallas, TExas

Ouanity Meterial Price

approx. 20 tons (1 T/L) Scrap automotive batteries \$10.50/cwt

SPECIAL HANDLING PROVIDED

CONTRACT NUMBER MUST APPEAR ON ALL PAPERWORK.

Remarks:

CONFIRMATION: With Leonard Jarvill by Gene DuVall on 10/13/78.

NOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS, UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY. IF MATERIAL IS NOT DELIVERED ON OR BEFORE SPECIFIED TIME, THE PURCHASER HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT. ALL AGREEMENTS ARE CONTINGENT UPON FIRES, STRIKES, EMBARGOES, ACCIDENTS AND OTHER DELAYS SEYOND OUR CONTROL.

Accepted				, al	· · · · · · · · · · · · · · · · · · ·	
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Date						

NL Industries, Inc.

By Septitions.

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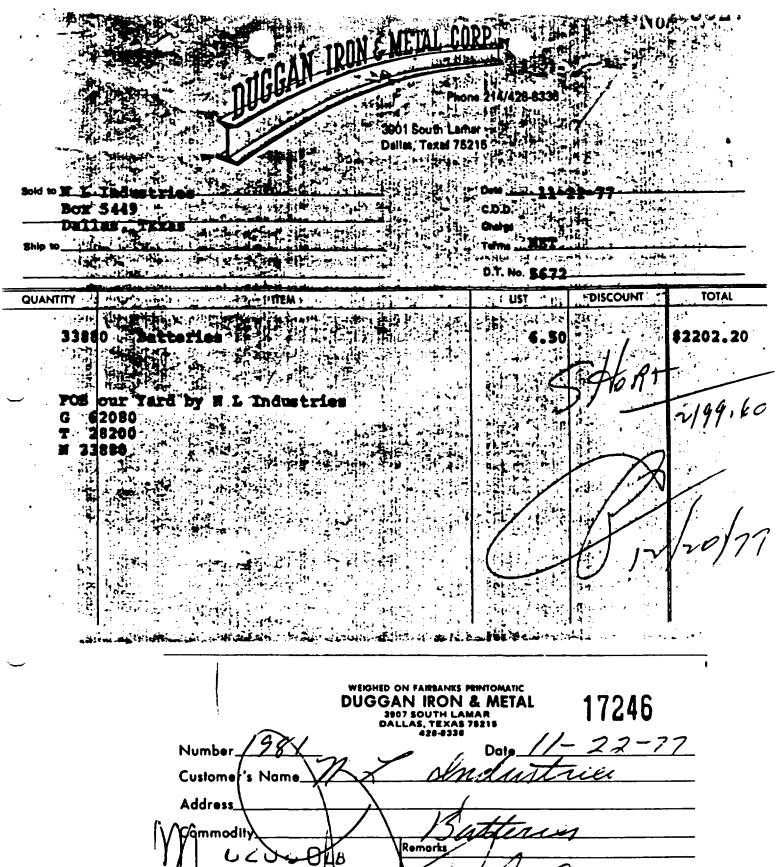
SALES CONTRACT 7-1-77 NATL LEAD INDUSTRIES SELLER! DUGGAN AND. SIMI PAN. CAST @ 94.20 N.T. 920: NO. 1 CAST @ 119.00 N.T. 97.10 47.14. To 107.00 102-20 6/1/78 122,00 11,0/78 7-28-40800 7-8-40640 8-4-40740 7-15-38940 8-11-41720 7.22-39500 COCOLO CONTRACTO 8.25-41740 B-12-37040 9-1-39700 9-15-38180 16-21-34660 10.14 37990 11-4-31480 6-22-39440 11-11-35560 29. 39,20 11-18-38700 10-6-37,20 11-3-38460 11-28.46720 12-2.37520 11-10-35920 129.38826 11-17-42020 11.24-3418C 12.16-38500 12-1-36900 1-6.78.37860 7-13- 36440 1.20-37520 1-27-38800 2-3-37560 2-10-39720 2-17-76460 1-4.37280 3-3 38000 3-10-38 - 20 3 17. 39780 324.38360 5-26.77900 6-9-40280

6-16-39680

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16th & leveland Blvd. Granite City, 111. 62040

3901	n industries, inc. S. Lamar s, Texas 75222	٦	THIS CONTRACT NAPPEAR ON ALL IN AND CORRESPOND	IVOICES
<u>L</u>		٦		
_	to sell and ship, and NL Industrie specified below.	es, Inc. agree	s to purchase and receiv	ve the following product
QUANTITY	Approx. 20 Tons			
PRODUCT	Scrap Automotive Bat	teries		
PRICE •	\$6.50 cwt. FOB-our truck, your	plant	, 2 . 77 - 338	so #
SCHEDULE	Week of 11-21-77	11-3	, 7	
SHIPPING ADDRESS	1000 Sargent Road Dallas, Texas 75222			,
PAYMENT	Net 30 Days from dat	e of rec	eipt	·
OTHER TERMS & CONDITIONS	Confirmation: G. Du	Vall/L.	Jarvill, 11-17	-77
ACCEPTED				`
			NL INDUSTRIES,	Con Com
Ву			By NOW	Gene Duvall
Data:				



lbs. Gross İbs. Tare Driver On Off [202 - DLB lbs. Net @ Per lb.

for Materials



F.O. Box 3618 Hightstown, N.J. 08520

Dallas, Texas 12/12/77

002062

☐ 'Credit Memo , KKCesh Disbursement

Purchase Contract No.	Vendor's Number	Receiving Date
D-0749	Invoice 10621	11/23/77

Vendor

Duggan Industries 3901 S. Lamar Dallas, Texas 752

Ship From

Description Of Materials	% Of Metal	Metal Price	Moral Value	Lass Smetting Chg	Price Per Civit	Payable Quantity		Amount	
Batteries					6.50	33,840		\$2,199	6
Battery Plates									
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R-A1192									
Gross Weight	Tare Weight		Misc Tare . Weight		Net Weight			 	; ! !
				Total Value	Of Shipm	ent	\$	2,199	6
ess Paid	Desc Of Material		Weatt	(D	\$			<u> </u>
os Port Our Plant Os Port	PPD ***	Coll [\$]		!
Route Your Truck	Car No					\$			
					Amount	Of This Check		\$2,199	6

VENDOR'S COPY

Contract



16th & Cleveland Blvd. Granite City, Ill. 62040

3901	n Industries, Inc. 7 S. Lamar s, Texas 75222	THIS CONTRACT NUMBER MUST APPEAR ON ALL INVOICES AND CORRESPONDENCE:D=900
		DATE Dec. 9, 1977
<u>L</u>	اـ	·
	to sell and ship, and NL Industries, Inc. agr specified below.	ees to purchase and receive the following product
QUANTITY	Approx. 20 tons	
PRODUCT	Scrap Automotive Batteries	
PRICE .	\$6.75 cwt. FOR-our truck, your plant	
DELIVERY SCHEDULE	Week of 12-12-77	1-355ka.
SHIPPING ADDRESS	1000 Sargent Road Dallas, Texas 75222	
PAYMENT	Net 30 days from date of re	eceipt.
OTHER TERMS & CONDITIONS	Confirmation: G. DuVall/L	. Jarvill, 12-09-77
ACCEPTED		
		NL MOUSTRIES, INC.
Ву		By Jan Jell
Date:		Gene DuVall

2001-2008 2016 XBOHNORIX XBOX 90520X

This contract number MUST appear on all invoices, B/L'S and correspondence.

Direct all invoices and correspondence to the above address

Della	Delivery	F.O.B.	Terms	Contract No
•	week of		Net 30 days from	04.044
¹ <u>·10··78</u>	11-09-78	Our plant, Dallas	date of receipt	D-1038*****

Duggan Industries, Inc. 3901 S. Lamar Dallas, Texas 75222 Ship' To

N L Industries, Inc. 1000 Sargent Road Dallas, Texas 75222

Quantity	Material	Price	
prox. O Tons	Scrap Automotive Batteries	\$7.00 cwt.	
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Remarks:

Confirmation: G. DuVall/L. Jarvill, 1-10-78

NOTE: OUR WEIGHTS AND ASSAY TO GOVERN SETTLEMENTS, UNLESS SHIPPER IS REPRESENTED BY A REPUTABLE LABORATORY IF MATERIAL IS NOT DELIVERED ON OR BEFORE SPECIFIED TIME, THE PURCHASER HAS THE PRIVILEGE OF CANCELLING THIS CONTRACT. ALL AGREEMENTS ARE CONTINGENT UPON FIRES, STRIKES, EMBARGOES, ACCIDENTS AND OTHER DELAYS BEYOND OUR CONTROL

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MI-7846



HODGSON RUSS
ANDREWS
WOODS &
GOODYEARLLP
ATTORNEYS AT LAW

Jerrold S. Brown
Partner
DIRECT: 716-848-1473
jbrown@hodgsonruss.com

One M&T Plaza, Suite 2000 Buffalo, NY 14203-2391 716-856-4000 FAX: 716-849-0349 Albany Boca Raton Buffalo New York Toronto Palm Beach Gardens

April 26, 2001

Mr. Larry L. Johnson Associate Regional Counsel United States Environmental Protection Agency 77 West Jackson Boulevard C-14J Chicago, IL 60604

Dear Mr. Johnson:

Re: NL Industries/Taracorp Site De Minimis Settlement

My firm represents LaSalle Steel Company, a De Minimis PRP at the NL Industries/Taracorp site. I have been advised by Mr. Dustin Ordway, common counsel to the NL Industries/Taracorp De Minimis Group, that the Environmental Protection Agency is in the final stages of preparing a De Minimis settlement and that any "challenges" to the proposed settlement amount that should be made directly to your office. The purpose of this letter is to make such a "challenge".

My client is listed on the transactional database for the NL/Taracorp site as "LA SALLE STEEL COMPANY". The iteration of the transactional database dated June 22, 1990 lists the total waste-in for my client as 582,769 pounds or 0.12398 percent of the total waste-in at the site. The only document supporting this listing is entitled "NL Industries Transactional Database Incoming Transactions List for La Salle Steel Company", also dated June 22, 1990, at page 1345. For your convenience, I have enclosed a copy of this page of the "incoming transactions list". As you will note, the list identifies several shipments of "lead dross". I am

HODGSON RUSS ANDREWS WOODS & GOODYEARLIP

April 26, 2001 Page 2

advised by my client that lead dross shipments would be consistent with the kinds of materials customarily recycled by La Salle Steel Company. The incoming transactions list also includes, however, a single listing of 400,000 pounds of "batteries (regular) & whole". This entry has no document identification number and is identified in the "document type" column only as "Taracorp Ledger".

I have been informed by my client that it is literally impossible for La Salle Steel Company to have ever used or pocessed 400,000 pounds of lead batteries. To the best of the company's knowledge, after an investigation and records review, it never shipped any batteries whatsoever to the NL Industries/Taracorp site. Moreover, La Salle Steel Company is in the steel manufacturing business and has never engaged in any business activity involving batteries. While the company may have used one or two batteries in a vehicle, it never used or possessed any batteries "in quantity", let alone the thousands or tens of thousands of batteries necessary to make up a single shipment of 400,000 pounds. This listing is mis-attributed to our client. Since the "Taracorp Ledger" from which this entry allegedly comes is not identified with a document number and has never been provided to us, the company cannot assist you in properly assigning this shipment, but is quite sure that this shipment could not have come from LaSalle Steel Company.

We would be happy to provide your office with an affidavit from LaSalle Steel Company indicating the type of business conducted by the company in 1980 and stating that the shipment of batteries listed in the transactional database would not have come from LaSalle. If you would like us to provide such an affidavit, or if there is any other type of analysis which would be helpful and support in this challenge, please let me know.

HODGSON RUSS ANDREWS WOODS & GOODYEAR LIP

April 26, 2001

Page 3

La Salle Steel Company is very interested in participating in the De Minimis settlement based upon the "lead dross" transactions identified on page 1345 of the NL Industries Transactional Database dated June 22, 1990. It would be unfair, however, to request that the company participate on the basis of a shipment of whole batteries which it never processed and therefore could not have made.

Thank you very much for your consideration of this letter. If you require anything else in support of this request, please let me know.

Very truly yours,

Jerrold S. Brown

/ajt

Enclosure

3/22/90

NL INDUSTRIES TRANSACTIONAL DATABASE INCOMING TRANSACTION(S) LIST FOR LA SALLE STEEL COMPANY

PAGE: 1345

ANSACTION DATE	QUANTITY	UNIT_TYPE	WASIE TYPE	DOCUMENTNUMBER	DOCUMENT TYPE
/03/78	44000.00	POUNDS	LEAD DROSS	00 94 06 7552	SETTLEMENT FOR MATERIALS MATERIAL RECEIVING REPORT
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5/05/80	400000.00	POUNDS	BATTERIES (REGULAR) & WHOLE		TARACORP LEDGER
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2/02/80	31785. 00	POUNDS	LEAD DROSS		TARACORP LEDGER
		COMMENTS: 1) TARACORP			

REINHART BOERNER VAN DEUREN NORRIS & RIESELBACH, S.C.

ATTORNEYS AT LAW

March 28, 2001

Larry L. Johnson, Esq. (C-19J) U.S. EPA – Region 5 77 West Jackson Boulevard Chicago, IL 60604-3590

Dear Larry:

Re: De Minimis Settlement
NL Industries/Taracorp Site

It has been many years since we have spoken. I believe we previously had a case together involving the City of Medford, Wisconsin.

In any event, I represent Salvage Battery & Lead Co. ("SB&L") with regard to the National Lead, Inc./Taracorp Superfund Site located in Granite City, Illinois. I am writing to respond to your letter of March 5, 2001 extending an opportunity to SB&L for a *de minimis* settlement.

My client insists that it has no physical connection of any kind to the Granite City site. The president of my client, Tony Pietroski, provided the enclosed receipts indicating that the only contact SB&L had with NL Industries, Inc. occurred in Minneapolis, Minnesota.

Specifically, Mr. Pietroski will testify that he personally delivered loads of material to the NL Industries, Inc. facility in St. Louis Park, Minnesota. He never delivered any loads to Granite City, Illinois.

Mr. Pietroski believes the mix-up that may have occurred relates to the fact that the NL Industries, Inc. headquarters were apparently located in Granite City and the payment SB&L received from NL Industries, Inc. was mailed from the Granite City facility. He therefore surmises that the fact that SB&L received payment for a certain number of pounds from a Granite City account mistakenly convinced someone that SB&L had actually hauled material to Granite City. That, in fact, is not the truth.

1000 North Water Street

P.O. Box 514000

Milwaukee, Wisconsin 53203-3400

Telephone (414) 298-1000

Facsimile (414) 298-8097

Larry L. Johnson, Esq. March 28, 2001 Page 2

If you believe that information exists to the contrary, I would urge you to share it with me. My client insists that he has no connection to Granite City other than as the recipient of checks that were issued out of that office. He personally hauled the material to Minneapolis and is not aware of any connection between the Minneapolis facility and the Granite City facility in terms of any transshipment or other transfer.

Obviously, if my client is incorrect in his assumptions as to transshipments or transfers, he would have an interest in a *de minimis* settlement. To that end, I would ask you to provide me with any information which may correct the record as I have set forth herein.

I thank you for your consideration and look forward to hearing from you.

Yours very truly,

John M. Van Lieshout

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Encs.

cc Mr. Tony Pietroski

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Taracorp Industries

3645 Hampshire Avenue South • St. Louis Park, Minnesota 55426

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MATERIAL RECEIVING REPORT

Taracorp Industries

3645 Hampshire Avenue, South • St. Louis Park, Minnesota 55426

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